

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KAMIL MCFADDEN,	:	CIVIL ACTION
Petitioner,	:	
	:	
v.	:	
	:	
JEFFREY BEARD, et al.,	:	NO. 09-5952
Respondents.	:	:

**ORDER**

AND NOW, this 11<sup>th</sup> day of APRIL, 2011, upon careful and independent consideration of the petition for writ of habeas corpus and accompanying brief, the response thereto, Petitioner's reply brief, and the state court record, and after review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, IT IS HEREBY ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. The petition for a writ of habeas corpus is DENIED; and
3. There is no basis for the issuance of a certificate of appealability.

The Clerk of Court is directed to close this matter for statistical purposes.

BY THE COURT:

/S/ Harvey Bartle, III  
HARVEY BARTLE, III, Ch. J.